IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 26TH JUNE 2007 / 5TH ASHADHA 1929

WP(C).No. 19576 of 2007(E)

PETITIONER:

M.NAZARUDEEN, PROPRIETOR, A.N.GRANITE
CHIP INDUSTRIES, MUTTAKKAVU, NEDUMPANA.

BY ADV. SRI.K.M.FIROZ

RESPONDENTS:

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1. THE SALES TAX OFFICER, KUNDARA.

2. THE DEPUTY COMMISSIONER (APPEALS),
COMMERCIAL TAXES, KOLLAM.

3. TAHSILDAR (REVENUE RECOVERY), KOLLAM.

BY G.P. SRI.MOHAMMED RAFIQ

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.19576 of 2007

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Dated this the 26th day of June, 2007.

JUDGMENT

Since petitioner has filed appeal against sales tax assessment for 2004-2005, there will be stay against recovery proceedings till disposal of appeal on petitioner remitting one third of balance tax within one month from now. The appellate authority is directed to take up the appeal out of turn and dispose of the same within three months from the date of making payment as above.

W.P. is disposed of as above.

C.N.RAMACHANDRAN NAIR
Judge

pms